IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Crl. Misc. No. 25563 of 2005 (O&M)

DATE OF DECISION : 14.09.2006

Manjit Kaur

.... PETITIONER

Versus

State of Punjab and others

..... RESPONDENTS

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present: Mr. Ranjan Lakhanpal, Advocate,
for the petitioner.

Mr. N.S. Gill, AAG, Punjab.

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Crl. Misc. No. 12796 of 2006

I have heard counsel for the parties.

For the reasons stated in the application, the order dated 6.12.2005 is re-called and Crl. Misc. No. 25563-M of 2005 is restored to its original number.

Crl. Misc. No. 25563-M of 2005

Initially, the petitioner had filed this petition under Article 226/227 of the Constitution of India, which was treated as one under Section 482 Cr.P.C., vide order dated March 1, 2005.

Petitioner Manjit Kaur has filed this petition for registration of criminal case regarding her illegal detention and torture by the police officials.

In this case, before filing the instant petition, the petitioner had approached Human Rights Commission, Punjab, in which a detailed inquiry was conducted. During that inquiry, the allegations levelled by the petitioner for her alleged illegal detention and torture were found to be false and complaint of the petitioner was dismissed. The respondents, along with their reply, have annexed complete inquiry report and it has been stated in

the reply that three cases were registered against the petitioner, out of which in one case she has been acquitted and another case, cancellation report has been prepared by the same officer, against whom the petitioner is levelling allegations.

Keeping in view the aforesaid facts, after arguing for some time, counsel for the petitioner states that he does not want to press this petition with liberty to the petitioner to avail her alternative remedy.

Dismissed as not pressed with the aforesaid liberty.

September 14, 2006 **(SATISH KUMAR MITTAL)**
ndj **JUDGE**